

CANNOT
PROCEEDRussia Must Give Satisfactory
Assurances

SHE WILL PUNISH OFFICERS

Or Baltic Fleet Will Not Be Allowed to Proceed Beyond Tangier — Believed Settlement Will Be Reached.

London, Oct. 28.—The Cabinet meeting today ended at 1:45 this afternoon. As the ministers were leaving the foreign office they were laughing and chatting, indicating that a peaceful settlement of the dispute with Russia had been reached.

It is understood England's demands upon Russia include a police that unless satisfactory answer is given concerning the punishment of the officers who fired on the fishermen, the vessels of the Baltic fleet will not be allowed to proceed beyond Tangiers.

At the Russian Embassy.

At the Russian embassy today it was said: "We are in constant communication with the British government and as a result the embassy hopes there will be a speedy and satisfactory settlement. The whole aspect of the situation is decidedly improved."

London Markets Opened Gloomy.

London, Oct. 28.—Just before the cabinet meeting today Lord Rothschild called on Premier Balfour in the interests of a peaceful settlement of the questions at issue between the Russians and the English. The markets again sagged today and dealings were small.

After a gloomy opening the markets made a sharp recovery.

The King attended the races this afternoon at Newmarket. This fact is taken as another indication the trouble with Russia will be amicably adjusted.

RUSSIA CONSENTS.

To an Immediate Inquiry into the North Sea Tragedy.

St. Petersburg, Oct. 28.—It is stated Russia consents to an immediate inquiry at Vigo, Spain, regarding the firing on the British fishermen.

A GREAT DEMONSTRATION.

Victims of the North Sea Tragedy Buried Yesterday.

Hull, Eng., Oct. 27.—The funeral today of the victims of the North Sea tragedy was made the occasion of a great public demonstration. Civic officials attended the ceremony and hundreds of wreaths including one from King Edward, were placed on or about the coffins. Business was practically suspended and flags half-masted on the ships in the harbor. Thousands lined the route to the cemetery.

PREPARING FOR WAR.

Tremendous Activity in English Naval Circles.

London, Oct. 28.—Notwithstanding the diplomatic check in consequence of Admiral Rojestvensky's report, it is evident that Great Britain is preparing for the possibility of war. Tremendous activity is reported from all dockyards, where vessels under repair are being made ready for sea under urgent orders from the admiralty.

Baltic Fleet Departs.

Madrid, Oct. 28.—A telegram received from Vigo states that the Russian Baltic fleet departed today for the far East.

ANOTHER ASSAULT
ON PORT ARTHUR

Reported That a Shell Exploded in Magazine and City Is Reported to Be in Flames — Battleship Damaged.

London, Oct. 28.—A Tokyo despatch says it is reported there that the Japanese have made another assault on Port Arthur, during which a shell exploded in the magazine and the city is said to be in flames. The Russian battleship Sevastopol was damaged and a Russian steamer sunk.

VATICAN IS ACTIVE.

Wants a Representative at Proposed Hague Conference.

Rome, Oct. 27.—The Vatican is sounding different powers on the subject of the admission of its representative at the proposed second Hague conference on the same ground as the suggested admission of the Southern American republics, who were not represented at the first conference. The Vatican emphasizes the fact that it was excluded from the first conference chiefly because of the opposition of the Italian government, which asked in exchange Italy's support for the exclusion of representatives of the Boer republic.

An Ohio Electrocution.

Columbus, Ohio, Oct. 28.—Louis Harman was successfully electrocuted this morning for the murder of George Grier, an aged farmer living in this city.

BANK CONSOLIDATION.

National Bank of North America Bought by the Continental.

Chicago, Ill., Oct. 27.—The purchase of the National Bank of North America by the Continental National Bank is announced and is effective at once. This action comes as the climax to the charges connecting the name of President Isaac N. Perry of the National Bank of North America with the buying of the Chicago Car and Locomotive Works at Heger wick, October 9. While the directors of Mr. Perry's bank expressed confidence in his integrity and were willing to accept his statement that the charges against him had been made by his enemies for the purpose of ruining him, the fear that the publicity given the case might have injurious effect on the bank is said to have led to the negotiations which ended in the merger.

President Perry had offered his resignation and it had been rejected. With the consolidation of the banks the Continental will take rank as the second largest national bank in Chicago. The combined deposits will be over \$55,000,000.

It developed today that Mr. Perry has filed no claim for any part of the \$172,000 insurance on the Heger wick plant, which was destroyed by fire, but his attorney stated that it was because the inventory of the company's assets has not been completed.

Late today Mr. Perry went to the court room of Justice Callahan in South Chicago, where two charges, one of arson, and one of arson with intent to defraud insurance companies, were entered against him. On the first charge his bonds were fixed at \$2,000, and on the second at \$2,500. Bonds were signed by friends.

LOSING ITS POPULATION.

Third Man Disappears from Burlington in Short Time.

Burlington, Oct. 28.—For the third time within a few weeks, a citizen of Burlington has disappeared. The body of the first was found in the lake, the second has not been heard from, and now Emil LaFountain, who resides in the vicinity of the Heineberg bridge, and who for many years was in the employ of the Wells & Richardson company, has disappeared. Mr. LaFountain has been living on the farm known as the Barber place and was last seen on Monday morning.

He left the house, apparently in his usual health and spirits, about the middle of the forenoon. He drove to this city in a single team. On North Bend street he met one of his neighbors and inquired if he could sell some pigs. The neighbor did not notice anything unusual about the man's actions and thought nothing of the matter until Tuesday morning when an employee of a local livery stable brought Mr. LaFountain's horse and buggy to his home.

It seems that the missing man came to this city and put his rig in a livery stable and went away. This was the last seen or heard of him.

MOVE FOR "OPEN SHOP."

All Workmen of Master Builders' Association Asked to Resign.

Boston, Oct. 27.—What labor leaders believe is the first step toward the establishment of the so-called "open shop" in this city was taken tonight when all workmen employed by the members of the Master Builders' association, were given, upon leaving their work a registration card, which they were directed to fill out and sign. These cards contained spaces for the workman's name, age, place of apprenticeship, length of service and name of last employer. There is also appended a declaration that the signer will not allow any affiliation he may have to work to the injury of any member of the Master Builders' association.

ONLY 200 MEN LEFT.

American Locomotive Co. Had 5,000 Four Months Ago.

Schenectady, N. Y., Oct. 26.—But 200 men are left at the local plant of the American Locomotive company out of 5,000 who were employed less than four months ago. Over 100 office employees were notified yesterday that their services were no longer needed.

There are but two engines on the floor awaiting completion, although it is said that the company has plenty of orders and it is conceded that the works will be started on full time before the first of the year on the "open shop" plan.

A 300 POUND DEER.

H. J. Smith Shoots One in Corinth.

H. J. Smith, of Smith Bros. market, left today on his annual deer hunting trip and expects to be successful in capturing one before he returns. Mr. Smith killed one of the finest bucks that was brought into the city last year.

Later—Mr. Smith returned from Corinth this afternoon with a handsome 300 pound buck which he shot there.

BROUGHT DOWN A BUCK.

H. G. Bennett Got a Handsome One in Royalton.

H. G. Bennett returned to Barre last evening with a handsome buck which he shot yesterday in the town of Royalton. The animal weighed, when dressed, 175 pounds.

Boys Shoot Deer in Woodbury.

Woodbury, Oct. 27.—Truman Moore and Ellsworth Carr of Woodbury shot a fine buck in the Gulf last evening. It weighed 140 pounds. The boys, who are 15 and 12 respectively, are very highly elated over their success.

A. E. Johnson Gets Deer.

A. E. Johnson brought in a large buck weighing 250 pounds this morning from Waterbury, where he shot it yesterday. The buck is at Ladd's meat market.

ONE LIFE
WAS LOSTAnd Three Steamers Were
Destroyed

IN BIG NEW YORK FIRE

Great Property Damage and Possibly Greater Loss of Life Than is Now Known.

New York, Oct. 28.—One man is dead and several are missing, and a million dollars' worth of property was destroyed in an early morning fire today, which burned four ocean steamers, several piers and the warehouses of the Bush Terminal company's stores in South Brooklyn.

The dead man is Patrick Cushing, a policeman. The steamers were the American, the Arizona and the Nebraska of the American-Hawaiian line and the Die Palen of the Island line. Whether all of the crews escaped is not known. Several lighters were also destroyed.

DISTRICT MEETING
A GREAT SUCCESS

Nearly Two Hundred and Fifty Odd Fellows in Barre Last Evening—Several Degrees Conferred—Banquet After Business.

District No. 7 of the Independent Order of Odd Fellows held their meeting in this city yesterday afternoon and evening in the room of Hiawatha lodge, No. 20.

The meeting was the most successful of any ever held in this city by the Odd Fellows and it is no exaggeration to say that it classes with the best district meetings ever held in the state.

There were 250 Odd Fellows present including many of the grand and district officers from all over the state. The initiatory, first, second and third degrees were worked in line style by the different orders present and in the third degree there were six candidates conferred. The meeting opened at 2 o'clock and was in charge of District Grand Master M. E. Spencer of Williamstown. The initiatory degree was conferred by Williamstown lodge followed by the working of the first degree by Hiawatha lodge of this city.

The working of these two degrees constituted the afternoon's work and at 6 o'clock took place one of the most interesting parts of the meeting, which was the chicken-pie banquet served in the banquet hall by the members of Bright Star Rebekah lodge, No. 18, of this city. It was an excellent supper, served in line style and was the source of much pleasure to the visitors as well as the local Odd Fellows.

At seven o'clock the second degree was conferred by Arcadia lodge of Plainfield and the third degree was worked by Vermont lodge of Montpelier. The following were the officers present: District grand master, M. E. Spencer, Williamstown; Grand Master F. B. Morton, St. Albans; Deputy Grand Master, O. E. Chilson, Burlington; Grand Conductor Frank Jackson, Barre; Grand Representative S. A. Reed, Windsor; Past Grand Representative C. E. Perry, Readsboro; Past Grand Representative E. F. Smith of Barre; Past District Deputy E. J. Bartlett, Plainfield; Past District Deputy F. E. Smith, Montpelier; Past District Deputy L. R. Livingston, Montpelier; Past District Deputy James Campbell, Barre; District Deputy, W. S. Williams, Manchester Center.

WILDER-HAWLEY.

Daughter of Burlington's Ex-Mayor Married to Boston Physician.

Burlington, Oct. 27.—Dr. Charles B. Wilder of Boston and Miss Bessie C. Hawley, daughter of Dr. and Mrs. Donly C. Hawley of this city, were married at 10 o'clock today at St. Paul's Episcopal church by the Rev. George M. Bliss in the presence of a large company of friends.

The young couple will reside in Boston.

No Game With Goddard.

The foot ball game between Montpelier senior and Goddard seminary, scheduled for tomorrow, will not be played, Montpelier refusing to play. Montpelier gives as the reason for not playing the game that both her captain and full back were injured in the two games away from home the first of the week, and to add to their troubles, their half back was taken down with mumps this morning. Manager Spaulding states that as it now stands Goddard isn't likely to get a game with Montpelier this season.

Barber for Collector of Customs.

A Montpelier special to the St. Albans Messenger says that O. M. Barber of Bennington is a candidate to succeed the Hon. Olin Merrill in the office of collector of customs for the district of Vermont.

Webb for Governor.

Another Montpelier despatch asserts that W. Seward Webb will be in the field as a candidate for governor in 1906, and that he has been in Montpelier this week feeling the public pulse in regard to the matter.

BUSY SEASON
INTERRUPTEDLegislature Adjourned Today
To Monday

AN APPROPRIATION BILL

Granting \$60,000 to Agricultural Building Passed House Yesterday Afternoon After Long Debate.

Montpelier, Oct. 28.—After a hard week in which pleasure and work were mingled until the programme of events was crowded to the limit, the legislature adjourned today until Monday afternoon at 2:30 o'clock. Again there was a large crowd of people present and again the members, particularly in the House, settled down to good, hard work.

Pape's Bill a Special Order.

The plurality bill of Mr. Pape of Barre city was taken up as a special order. Mr. Shurtliff of Bridgewater explained and defended the committee's adverse report. It was the committee's purpose to report favorably a bill providing for plurality election on third ballot. On motion of Mr. Pape the bill was made the special order for next Tuesday at 2:30 p. m.

At about the same time the Senate ordered its plurality election bill to be made a special order for Tuesday next at 2:30 o'clock.

Temperance Legislation Begins.

In the Senate, Senator Slack of Caldonia presented a joint resolution requesting the supreme court to furnish the committee on temperance a copy of the opinion in the case of state vs. Scampini which was rendered this forenoon. This means that the committee on temperance will get to work on framing amendments to the license, local option law next Monday. Their first meeting will be held Monday evening.

Lively Tussle in House.

The House wrestled with the bill providing for the inspection of food, drugs, etc., and then passed it. Mr. O'Brien of South Burlington moved to strike out Sec. 10 prohibiting sale of veal calves less than four weeks old. Mr. Walston of Milton said the provision was in line with existing statute and in the interest of the public. Mr. Ricker of St. Johnsbury said that many calves four weeks old were more edible than calves offered on creamery milk. Proper inspection otherwise provided for would make the provision unnecessary. Mr. O'Brien of South Burlington said that New York authorities permitted the sale of calves less than four weeks old. Mr. Campbell of Rockingham said the four weeks provision was in the New York and Massachusetts law. Mr. Haggard of Peru said he proposed act prescribed minimum penalties than the old one. Mr. O'Brien's amendment offered was lost. Mr. Dyer of Middlebury Springs moved that "four weeks" be amended to read "three weeks" so that calves of the latter age may be killed. Motion lost. The bill was passed with a few dissenting voices.

A list of minor bills was presented, including these: By Mr. Smith of Sheffield amending act relating to support of normal schools. Increases yearly appropriation from \$6000 to \$7500; by Mr. Taft of Waltham, allowing surviving partners of a liquor selling firm to operate under original license to the limit of its life under the statute; by Mr. Pierce of Fairlee, prohibiting firing bullets on Lake Morey in Fairlee; by Mr. Maxfield of Johnson, amending Sec. 4792 and 4793 V. S., relating to obstructions on sidewalks. Reduces minimum penalty to \$1 from \$5; by Mr. Harris of Waterford, requiring specific appropriations for municipal expenditures.

For Revolutionary Heroes.

Mr. Darr of Springfield presented a petition from the Daughters of the Revolution and Colonial Dames asking \$2000 appropriation for bronze tablets to Col. Seth Warner and Capt. Remond Baker to be placed in state capital.

Important Senate bills were as follows: By Sen. Prouty of Orleans, amending V. S. 3433 relating to highway tax and its distribution. Provides that 60 per cent of tax in city or incorporated village shall be expended according to mileage in the wards of cities or districts; by Sen. Isham, by request, relating to issue and redemption of trading stamps. Stamps must have a cash redemption value printed upon them and be redeemable for cash at that rate; as well as in goods, no penalty provided for by Sen. Prouty of Orleans regulating operation of electric railways; provides that telephone or other direct communication line so that employees can communicate with all other turnouts and with car barns. Penalty not less than \$100 and not more than \$500.

Bills Signed by Governor October 28. H. 37. An act in amendment of Sections 816 and 817 of Vermont Statutes, relating to the taking of land for school purposes.

H. 44. An act in amendment of No. 236 of Acts of 1903, entitled "An Act to incorporate the Sharon Electric Light and Motor Power Company."

House Passes Appropriation Bill.

After more than two hours of solid debate, the House just before adjournment late yesterday afternoon, passed the bill appropriating \$60,000 for the erection of a "Morrill Agricultural Hall" on the grounds of the state university at Burlington. From the close vote of the day previous when the bill was ordered.

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THE LIQUOR LAW
IS HELD TO BE
CONSTITUTIONAL

BALLARD—STEARNS.

Well Known Barre Business Man Married at Hinsdale, N. H., Yesterday.

Hinsdale, N. H., Oct. 27.—At the Congregational church in this place at high noon today Miss Carrie Judd Stearns, only daughter of Mr. and Mrs. Newton Stearns, was united in marriage to Nelson Barbour Ballard of Barre, Vt., Rev. W. F. White, pastor of the church, officiating. The bridesmaid was Miss Blanche E. Lyon of Boston and the best man was Dr. Frank E. Lynde of Barre, Vt. The ring service was used, and little Gladys Stearns, cousin of the bride, was ring bearer. The bridal party entered the church to the strains of the bridal march from Lohengrin as played by Miss Louise White. Eight young lady friends of the bride were first to enter, preceded by the ushers, who then went out, returning with the immediate bridal party. The bride came up the center aisle, on the arm of her father, who gave her away, and preceded by the bridesmaid and ring bearer, led by two ushers, and were met at the altar by the minister, groom and best man, who came up the right hand aisle, led by the other two ushers. The bride was beautifully gowned in cream colored satin, made en train, wore a veil caught with smilax, and carried a bouquet of bridal roses and maiden hair fern. The bridesmaid wore a gown of pink silk muslin, carried a bouquet of pink and white carnations and wore a black picture hat. Mendelssohn's wedding march was played as the party left the church. Immediately after the ceremony, a reception was held at the home of the bride's parents, to which the relatives, numbering about two hundred, and a very limited number of the bride's close friends were invited. The bride's gift to her bridesmaid was a clasp pin set with pearls, and to her ring bearer, a clasp pin set with pearls and turquoise. The groom's gift to his best man was a set of gold, dress shirt studs, and to the ushers, gold scarf pins. The gifts to the bride were very costly and beautiful, including silver, cut-glass, bric-a-brac, pictures, china, linen, and several pieces of choice needlework. A beautiful chafing dish was the gift of the faculty at Goddard seminary, Barre, Vt., where the bride had been the instructor in vocal and instrumental music. Caterer Richards served sandwiches, cake and coffee at the reception.

Mr. and Mrs. Ballard left on the afternoon train for a bridal trip which will include Boston and New York. After their return they will go to house-keeping in Barre, Vt., where their home is in readiness for them. Mrs. Ballard is a native of Hinsdale, but was educated in music at the New England conservatory at Boston, and has taught music in the south, in Seattle, Wash., and lastly, in Barre, Vt. Mr. Ballard is engaged in the insurance business in Barre.

The church was beautifully decorated by friends of the bride, with ropes and festoons of evergreen, the bridal party standing before a bank of mountain laurel and bitter sweet-berries. The Stearns residence was also beautifully trimmed for the occasion.

The newly married pair begin with a bright outlook for happiness and prosperity, and the good wishes of a host of friends attend them in their new relations.

KEITH—WHITE.

Quiet Home Wedding of Barre People Last Evening.

Miss Elizabeth Glover White, daughter of Mr. and Mrs. C. E. White of North Main street, was united in marriage last evening to Natt William Keith. The ceremony, which was quiet but very pretty, was performed at the bride's home at 9 o'clock by the Rev. R. F. Love, of the Heddling Methodist church, in the presence of only the immediate relatives. The bride was gowned in white organdie over white silk taffeta and wore a wreath of smilax and carnations.

The room in which the ceremony was performed was trimmed in green and white and carnations and chrysanthemum flowers. The couple stood beneath a bell of smilax and were filled with confetti and rice which showered the happy couple at the close of the ceremony. Refreshments were served and Mr. and Mrs. Keith went at once to their new home at 30 Fairview street, where they will be at home to their friends after December 1st.

The bride and groom are well known young people of this city and have many friends. The bride is a graduate of Spaulding high school in the class of '02. The groom is employed as head clerk in the city fish market.

SEVERAL NEW LAWYERS.

Nine Have Passed the Bar Examinations and Are Admitted.

Montpelier, Oct. 28.—Ten new lawyers were admitted to the Vermont bar this forenoon, having successfully passed the examinations. They are G. W. Bailey of Essex Junction, Ezra Brainerd, Jr., of Middlebury, G. A. Davis of Windsor, C. M. Graves of Bennington, R. E. Ely of Bennington, C. B. Leonard of West Rutland, W. S. Pingree of White River Junction, J. W. Healey, E. L. Whitney of Montpelier and A. H. Grent of Derby. The last named had previously passed the examinations but had not been registered long enough to allow him to practice.

Parker Wires Thanks.

Esopus, N. Y., Oct. 28.—Judge Parker this morning wired his thanks to Wm. J. Bryan for his splendid services in Indiana and elsewhere.

So Called "Cider Clause"
Only is Held to be Void
By State Supreme Court
in Decision On Scampini
and Zanleoni Cases.WHOLESALE RESTRICTED
TO RETAILERS ONLYCannot Sell to Others Than
Those Holding Licenses---
No Decision on Appointment
of Commissioners

Montpelier, Oct. 28.—The long expected decision by the Vermont Supreme Court on the constitutionality of the license, local option law, enacted by the legislature of 1902, was rendered this morning. It is not the sweeping tearing down of the instrument as was predicted. It declares that the law is unconstitutional in only one section, called the "cider section." The court further avers that the unconstitutionality of that section does not render the whole instrument unconstitutional, and that the section may be severed from the rest and the remainder of the law remain valid and constitutional. Judge Watson read the opinion.

Regarding the right of wholesalers of liquor, the court holds that a wholesaler may not sell intoxicating liquors to any but persons licensed to deal in intoxicating liquors. The case in question, that of state vs. Angelo Scampini of Barre, was brought up on the alleged sale of a pint of whiskey by Scampini, the holder of a fourth, or wholesaler's, license, to John Docherty of Montpelier, who was not licensed to sell intoxicating liquors. Docherty was at that time city sheriff of Montpelier.

The opinion, as read by Judge Watson, occupied an hour of supreme court's time this forenoon, the court room being crowded. Briefly the court holds: That the delegation of powers to license commissioners by the legislature is constitutional.

That the question of constitutionality of the law on the point that commissioners shall be appointed from the two leading parties is not properly under the jurisdiction in this case, because of the prohibitive feature of the act.

That the referendum on the law was constitutional, citing the referendum of 1859 as substantiation.

That all the records in the information against Scampini, where question as to proper negating of the assertion that he did not hold a license, are held to be all right.

That on the question, "Can a wholesaler sell a pint of intoxicating liquor to an unlicensed person?" the answer is "No."

Whether the license commissioners should be the exclusive prosecutors of the law the court holds that they are not sole prosecutors but that state attorneys and grand jurors are prosecuting officers.

The cider clause which is declared to be discrimination and therefore invalid and unconstitutional is as follows: Sec. 21. No person shall furnish or sell or expose or keep for sale any intoxicating liquor except as authorized in this act; but the provisions of this act shall not apply to sales by the barrel by the manufacturers thereof of cider manufactured in this state, or to sales by the barrel to farmers who raise apples sufficient to make the cider which they sell, if it is not to be drunk on the premises. Nor shall the provisions of this act apply to sales by the makers thereof of native wines manufactured in this state and not to be drunk on the premises of the maker; nor to the furnishing of liquor by a person in his private dwelling, unless it be to an habitual drunkard, or unless such private dwelling become a place of public resort."

While the whole bench agrees on the unconstitutionality of this section, "a majority" of the judges agree that the section may be severed from the remainder and the act still remain constitutional. Two other Barre cases, state vs. Zanleoni and state vs. Conolly are similar to the Scampini case. The pro forma judgment of the lower court which overruled the demurrer is reaffirmed and the cause remanded. In the case of state vs. Hazleton, Orange county, the same grounds are set forth and the cause remanded. Judge Munson had the latter case.

The lawyers for the respondents in the Scampini case were Gordon & Jackson, H. W. Scott, William Wilsart, and Richard A. Hoar. Satt's Attorney Senator was the prosecuting officer.

BIRTHDAY SURPRISE.

Friends of Mrs. Charles H. Kenerson Make Unexpected Visit.

Friends of Mrs. Charles H. Kenerson of Perrin Hill, to the number of twenty-five, gave her a surprise party last evening, the occasion being her birthday. The visitors were made welcome and a pleasant evening was passed with games, vocal and instrumental music. Before departing, Mrs. C. K. Wells, in behalf of the company present, presented Mrs. Kenerson with a handsome fur neck scarf.